<u>IN THE CLAIMS</u>

Please amend the claims as follows:

Claims 1-21 (Canceled).

Claim 22 (Currently Amended): A communication method comprising:

an interference amount measuring step of measuring an amount of interference about received signals at a base station;

an interference amount notifying step of notifying said amount of interference measured in said measuring step from said base station to an RNC (Radio Network Controller);

a maximum interference amount ~~setting~~ indicating step of ~~setting~~ indicating, as a result of scheduling, a maximum amount of interference which must not be exceeded from said RNC to which said amount of interference is notified to said base station;

a buffer state information transmitting step of transmitting terminal buffer state information indicating a state of a terminal buffer, the terminal buffer storing uplink data to be transmitted from a terminal to said base station, from said terminal to said base station;

an uplink radio resource ~~setting~~ indicating step of performing said scheduling at said base station which receives said terminal buffer state information, and performing setting of uplink radio resources to said terminal;

~~an uplink radio resource setting step of making said base station which receives said terminal buffer state information perform said scheduling, and performing setting uplink radio resources to said terminal;~~ and

a data transmitting step of transmitting the data from said terminal to said base station according to ~~the setting~~ said indication of the uplink radio resources performed by said base station.

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Claim 23 (Canceled).